

Honorable Ronald B. Leighton

UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

PATRICIA THOMAS, et al.,

Plaintiffs,

v.

KELLOGG COMPANY and KELLOGG  
SALES COMPANY,

Defendants.

CASE NO.: 3:13-cv-05136-RBL

STIPULATED EXTENSION OF  
DEADLINE TO FILE MOTION TO  
REQUEST APPROVAL OF THE  
SETTLEMENT AND PROPOSED  
ORDER

NOTE ON CALENDAR:

JANUARY 31, 2018

The parties respectfully request that the Court extend the deadline to request approval of the parties' settlement to February 23, 2018. This is the parties' first request. Last week the Court set a deadline of February 6, 2018. After the parties agreed to settle the case, they continued to, and still continue to work together to bring this nearly five year old case to a conclusion. Under the parties' December 15, 2018 settlement term sheet, the parties agreed to the following deadlines:

- Kellogg provide the first draft of the settlement agreement by January 5, 2018;
- Plaintiffs provide their responses by January 26, 2018; and
- The parties have until February 9, 2018 to resolve any disputes.

The parties exchanged settlement agreements and conferred on the telephone about their

1 disputes. During that conversation some of the disputes were resolved, but others remain. If  
2 disputes remain after February 9, 2018, the parties will submit their disagreement to mediator  
3 James A. Smith to resolve them. Once the parties finalize the agreement, signatures from  
4 Kellogg and all 11 Named Plaintiffs are also needed. This will take additional time.

5 Thus, the parties respectfully request the Court extend the deadline to file the motion to  
6 approve the parties' settlement until February 23, 2018.

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9  
10 Dated: January 31, 2018

Respectfully Submitted,

11  
12 /s/ Matt Dunn

Matt Dunn, *pro hac vice*

13 Michael J.D. Sweeney, *pro hac vice*

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23 **ATTORNEYS FOR PLAINTIFFS**  
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1 Dated: January 31, 2018

**GREENBERG TRAURIG LLP**

2 /s/ James N. Boudreau

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18 *Attorneys for Defendants Kellogg Company and*  
19 *Kellogg Sales Company*

20 **IT IS SO ORDERED.**

21 DATED: \_\_\_\_\_, 2018

22 \_\_\_\_\_  
23 Ronald B. Leighton  
24 United States District Judge

**CERTIFICATE OF SERVICE**

**I HEREBY CERTIFY** that on January 31, 2018, I electronically filed the foregoing document with the Clerk of the Court using CM/ECF. I also certify that the foregoing document is being served this day on all counsel of record via transmission of Notices of Electronic Filing generated by ECF System or by U.S. Mail to the following listed persons, who are not authorized to receive electronically Notices of Electronic Filing.

/s/ Matt Dunn

Matt Dunn, *pro hac vice*

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